



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE: METHYL TERTIARY BUTYL
ETHER ("MTBE") PRODUCTS
LIABILITY LITIGATION

Master File No.: 1:00 - 1898
MDL 1358 (SAS)
M21-88

This document Relates to:

Basso, et al. v. Sunoco, Inc., et al. 30 Civ. 9050

[PROPOSED] ORDER GRANTING SUBSTITUTION OF COUNSEL

Pursuant to Local Rule 1.4, Peter D. Hoffman, Law Offices of Peter D. Hoffman, current counsel of record, Duane C. Miller, Miller, Axline & Sawyer, and John A. Sarcone, III, The Sarcone Law Firm seek an order granting substitution of counsel for record for the following plaintiffs Chris and Tracie DeSpirito in the *Basso, et al.* matter. Plaintiffs have consented to representation by Duane C. Miller and John A. Sarcone in this matter. Duane C. Miller, Miller, Axline & Sawyer, and John A. Sarcone, III, The Sarcone Law Firm have accepted representation of these plaintiffs.

Duane C. Miller, and John A. Sarcone are currently counsel of record for other plaintiffs in the *Basso, et al.* matter and plaintiffs in the *Tonneson, et al. v. Sunoco, Inc., et al.* matter both pending before Judge Shira A. Scheindlin as part of the Multi-District MTBE litigation.

Respectfully submitted,

FORMER COUNSEL:

LAW OFFICES OF PETER D. HOFFMAN, ESQ.

Date: _____

By: _____

Peter D. Hoffman, Esq.
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NEW COUNSEL:

THE SARCONI LAW FIRM, PLLC

Date: 1-12-09

By: 

John A. Sarcone, III
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MILLER, AXLINE & SAWYER, PC

Date: Jan. 22, 2009

By: 

Duane C. Miller, Esq.
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IT IS SO ORDERED

12/23/09
Date



Honorable Shira A. Scheindlin
United States District Judge

I certify that I consent to the proposed substitution of counsel:

Date: 1/12/09

CHRIS DESPIRITO

By: 

Date: 1/12/09

TRACIE DESPIRITO

By: 